

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
Akopian et al.)	Art Unit: 1639
)	
Application No. 10/591,892)	Examiner: Steele, Amber D.
)	
Filing Date: June 4, 2007)	Confirmation No. 7995
)	
For: ENRICHED cDNA EXPRESSION)	
LIBRARIES AND METHODS OF)	
MAKING AND USING SAME)	

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

BALLARD SPAHR LLP

Customer Number 23859

Sir:

In response to the Restriction Requirement mailed July 23, 2009, please consider the remarks and elections below. In that Restriction Requirement, the Examiner set a two-month period in which to reply, *i.e.*, by September 23, 2009. Accordingly, this paper is timely.

In the current Restriction Requirement, the Examiner restricted the application and required an election of one of the following ten Groups under 35 U.S.C. § 121 and 372:

- Group I: Claims 1-12, drawn to a method of making a cDNA expression library.
- Group II: Claims 13 and 29, drawn to a cDNA history.
- Group III: Claim 14, drawn to a method of screening for proteins.
- Group IV: Claim 15, drawn to a method for screening for cDNAs.
- Group V: Claims 16-24, drawn to a method of screening for agents that modulate proteins.
- Group VI: Claim 25, drawn to a method of screening for agents that modulate proteins.
- Group VII: Claim 26, drawn to a method of screening for agents that modulate proteins.
- Group VIII: Claim 27, drawn to a method of screening for agents that modulate proteins.
- Group IX: Claim 28, drawn to a cDNS microarray.

Group X: Claim 30, drawn to a method of screening a microarray of nucleic acids.

As required in response to this Restriction Requirement, Applicant elects Group I, which Claims 1-12 read thereon. This election is made without traverse.

The Examiner also required an election of specific species of neurons should Applicant elect Group I. As such Applicant elects "trigeminal ganglion neurons. Claims 1-9, 11, and 12 read on the elected species. This election of species is also made without traverse.

CONCLUSION

No fee is believed due; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

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CERTIFICATE OF EFS-WEB SUBMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, including any items indicated as attached or included, is being submitted via EFS-WEB, on the date indicated below.

/Christopher L. Curfman/

09/23/2009

Christopher L. Curfman, JD, PhD

Date